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for the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

JEFFREY HINTE,

Defendant.

Adv. Pro. No. 10-04450 (SMB)

STIPULATION AND ORDER

WHEREAS, on November 10, 2010, this Court entered the Order (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (the “Order”) [Dkt. No. 3141].

WHEREAS, pursuant to the Order, a Notice of Applicability¹ may be filed in any Avoidance Action upon the mutual consent of the parties.

WHEREAS, on November 4, 2015, a Notice of Applicability was filed by the parties in the above-referenced adversary proceeding [Dkt. No. 62].

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned herein, that the Order and the procedures set forth thereunder shall now govern the administration of this action. In addition, the parties agree to split the fees and expenses of the mediator should the parties engage in mediation in accordance with General Order M-390, entered by the United States Bankruptcy Court for the Southern District of New York on December 1, 2009.

The parties to this stipulation reserve all rights and defenses they may have, and entry into this stipulation shall not impair or otherwise affect such rights and defenses, including without limitation any defenses based on lack of jurisdiction.

This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this stipulation shall be deemed an original.

¹ All terms not defined herein shall have the meaning subscribed to them in the Order.

Dated: New York, New York
November 4, 2015

BAKER & HOSTETLER LLP

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So Ordered this 4th day of November, 2015.

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE